

INDIANA BOARD OF PHARMACY

Indiana Professional Licensing Agency
Indiana Government Center South, Room W064
402 W. Washington St.
Indianapolis, IN 46204

MINUTES OF the November 4, 2013 Board Meeting

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

President and Presiding Officer Sara St. Angelo called the meeting to order at 8:40 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum with five members present, in accordance with IC § 25-26-13-3.

Board Members Present:

Sara St. Angelo, PharmD., R.Ph., President
Steven Anderson, R.Ph., Vice President
Winnie Landis, R.Ph., Member
Donna S. Wall, PharmD., R.Ph., Member
William J. Cover, R.Ph., Member
Del T. Fanning, R.Ph., Member

Present At: 8:40 a.m.

Board Members Not In Attendance:

State Officials Present:

Greg Pachmayr, Director, Indiana Professional Licensing Agency
Amy Hall, Assistant Board Director, Indiana Professional Licensing Agency
Deborah Frye, Compliance Director, Indiana Professional Licensing Agency
Jessi Rager, Litigation Specialist, Indiana Professional Licensing Agency
Zaneta Nunnally, Compliance Officer, Indiana Professional Licensing Agency
Amy Phillips, Compliance Officer, Indiana Professional Licensing Agency
Tim Thomas, Compliance Officer, Indiana Professional Licensing Agency
Lorena Sipe, Compliance Officer, Indiana Professional Licensing Agency
Michael Shannon, Compliance Officer, Indiana Professional Licensing Agency
Gordon White, Board Advisory Counsel, Office of the Attorney General
Darren R. Covington, Deputy Attorney General - Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made by Member Wall and seconded by Member Anderson to adopt the agenda.

MOTION CARRIED: 5-0-0.

III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING

A motion was made by Member Wall and seconded by Member Fanning to approve the minutes from the previous meeting. **Motion Carried 5-0-0.**

IV. FULL BOARD APPEARANCES

Beacon Hill – Nonresident pharmacy.

Beacon Hill did not appear before the Board as requested.

Parkview Hospital – Travis Plumley – EPIC System

A motion was made by Member Wall and Seconded by Member Cover to approve the system.

Motion Carried 6-0-0.

V. STANDING COMMITTEE MEETINGS

9:30 – 11:00 a.m.

A. Administration and Licensing Committee (Room W064)

The Administration and Licensing Committee met at 9:30 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

Donna Wall

Staff Officials Present:

Amy Hall

Greg Pachmayr

Personal Appearances – Individuals

Name: Matt Ubelhor

Application Type: Pharmacy Technician Licensing Process

Reason for personal appearances: Having issues with technician applications over the last year and a half that he wanted to bring to the Board's attention.

Name: Lucas Smedley

Application Type: Intern Registration

Reason for personal appearances: Positive Response

Notes: Charged with underage drinking while on Spring Break in Florida. Paid a \$250 fine to please guilty to a minor consumption charge. Never been arrest previously, and has not been arrested since. Uses his story as a warning for the people in his residence hall, and tries to help students find the resources they need.

Committee recommendation to full Board: Approve application without restrictions

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Jacqueline Maxfield

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Got DUI two years ago. Put on unsupervised probation for a year. Complied with terms and conditions with her probation. Had never been in trouble before, and has not been in trouble since the incident. Has been sober for 2 years this past June. Was in treatment. Participates in Alcoholics Anonymous. Relocated and got back in school to be a Drug and Alcohol counselor.

Committee recommendation to full Board: Approve without restrictions

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Eric Adam Wargel

Application Type: Intern Registration

Reason for personal appearances: Positive Response

Notes: Charged with public intoxication. Completed 8 hours of community service and a victim impact panel plus two months of good behavior, and the case was dismissed.

Committee recommendation to full Board: Approve without restrictions

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Luke Shadiow

Application Type: Intern Registration

Reason for personal appearances: Positive Response

Notes: Got caught by excise police carrying a drink between parties. Entered into a deferral program in March of 2013. Placed on academic probation by Butler and made to do community service through them.

Committee recommendation to full Board: Application approved without restrictions.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Courtney Schindler

Application Type: Intern Registration

Reason for personal appearances: Positive Response

Notes: February of 2012- Super Bowl Village. Got caught underage drinking. Sixteen hours of community service and a fine. Unsupervised probation for two years. Takes full responsibility of her actions. Had not been arrested before, and has not been arrested since.

Committee recommendation to full Board: Approved without restrictions

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Melissa Fuentes

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Rescheduled for December

Committee recommendation to full Board: Reschedule

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **reschedule**, the motion carried 6-0-0.

Name: Ashley Dorsey

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Drove on a suspended license. Has never held a driver's license. Went to jail. Went to court on October 29, 2013. Plead guilty. Charged with a class A misdemeanor. Still paying on tickets, and has paid all court costs. Has been through the training through the externship at Walgreens.

Committee recommendation to full Board: License issued on indefinite probation until all fines are paid. Must have board order signed by employer.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve on probation**, the motion carried 6-0-0.

Name: Danette Cooper

Application Type: Pharmacist Renewal

Reason for personal appearances: Positive Response

Notes: Had a DUI in 2010. BAC was 0.21. Was self medicating with alcohol. Had never been arrested before, and has not been arrested since. Originally licensed here, then relocated to PA.

Committee recommendation to full Board: Approve upon successful completion of MPJE. Go through the transfer process from PA to Indiana.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Evan Smith

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Failed to appear.

Committee recommendation to full Board: Table and reschedule only one time.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **reschedule once**, the motion carried 6-0-0.

Name: Roneka Breland

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Charged with a DWI in July 2012. Fifteen months probation. Texas Board of Pharmacy dismissed case against her. Has three months of probation left. Has not been arrested since the incident.

Committee recommendation to full Board: Probationary license until the end of criminal probation.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve on probation**, the motion carried 6-0-0.

Name: Joshua Stuard

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Charged with DUI and possession of a controlled substance. Suspended driver's license for 90 days. Plead guilty to the charges in May of 2013. Case isn't closed yet due to not having paid the fines. License is suspended until July of 2014. Completed a DUI course. Currently holds expired Kentucky license.

Committee recommendation to full Board: Table the application until fine is paid. Also needs an addictionologist report.

After a discussion with the full Board, a motion was made by Member Walland seconded by Member Cover to **table**, the motion carried 6-0-0.

Name: Terry Warner

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Notes: Multiple DUI convictions. Violated a protective order. Declared habitual offender. Multiple offenses.

Committee recommendation to full Board: Deny application.

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Landis to **deny application**, the motion carried 6-0-0.

Name: Arshiya Hussain

Application Type: NAPLEX Exam

Reason for personal appearances: 3rd attempt

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Kassie Ragsdale

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response (Previously tabled)

Notes: Failed to appear for the second time.

Committee recommendation to full Board: Deny

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **deny application**, the motion carried 6-0-0.

Name: Janah Hani
Application Type: MPJE Exam Retake
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **approve**, the motion carried 6-0-0.

Name: Michael Wright
Application Type: Request to Waive 30 Day NAPB Waiting Period
Committee recommendation to full Board: allow if approved by NABP
After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Fanning to **deny**, the motion carried 6-0-0.

Applications ***Individual Applications***

Name: Ellie Heffernan
Application Type: Pharmacy Technician Application
Reason for Application Review: Positive Response
Committee recommendation to full Board: Personal Appearance
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Wall to **require personal appearance**, the motion carried 6-0-0.

Name: Arnoldas Pivorius
Application Type: Pharmacist Intern Registration
Reason for Application Review: Positive Response
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Marcus Fields
Application Type: Pharmacist License
Reason for Application Review: Positive Response
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Kelsey Malone
Application Type: Pharmacy Technician Application
Reason for Application Review: Positive Response
Committee recommendation to full Board: Personal Appearance
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Wall to **require personal appearance**, the motion carried 6-0-0.

Name: Leslie Kucera
Application Type: Pharmacy Technician Application
Reason for Application Review: Positive Response
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Anthony Christiansen
Application Type: Pharmacy Technician Application
Reason for Application Review: Positive Response
Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Heather Hollenbeck

Application Type: Pharmacy Technician Application

Reason for Application Review: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Lashawne Bible

Application Type: Pharmacy Technician Application

Reason for Application Review: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Wall to **require personal appearance**, the motion carried 6-0-0.

Name: David Ameen

Application Type: Intern Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Cover to **approve**, the motion carried 6-0-0

Name: Lisa Needham

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Lucas Surette

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Ean Barnett

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Wall to **require personal appearance**, the motion carried 6-0-0.

Name: Sara Bennett

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Wall to **require personal appearance**, the motion carried 6-0-0.

Name: Brianna Moore

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **approve**, the motion carried 6-0-0.

Name: Justine Bryant

Application Type: Pharmacy Technician

Reason for personal appearances: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Anderson to **approve**, the motion carried 6-0-0.

Application Review- Facility

No Facility Applications.

Continuing Education Applications

Applicant name: Kassandra Koopman

CE title: Calciphylaxis: A Patient Case

Location: Parkview Regional Medical Center

Speaker/Presenter: Kassandra Koopman

Date: 10/07/2013

Number of CE hours: 0.5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Don Newman

CE title: Best Practices For the Physician in Caring for Patients with Diabetes in a Hospital Setting

Location: Clearwater, Florida

Speaker/Presenter: Dennis Deruelle, MD

Date: 10/15/2013

Number of CE hours: 1

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Don Newman

CE title: Management of Hyponatremia

Location: Clearwater, Florida

Speaker/Presenter: Michael Brucculeri, MD

Date: 09/24/2013

Number of CE hours: 1

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Scott Castor

CE title: Succeed in a World of Change Patient Safety: Leading Transformational Change

Location: Carmel, Indiana

Speaker/Presenter: Multiple

Date: 09/30/2013

Number of CE hours: 4.75

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Andrea Vogt

CE title: Helicobacter Pylori
Location: Parkview Regional Medical Center
Speaker/Presenter: Andrea Vogt
Date: 10/11/2013
Number of CE hours: 0.5
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Lynn Sanburn
CE title: Oncology Certificate Program
Location: Web based Blackboard- USI
Speaker/Presenter: Kelli S. Dempsey
Date: 03/18/13-05/24/2013
Number of CE hours: 50
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Jesse Christman
CE title: Treatment of Necrotizing Pulmonary Aspergillosis
Location: Parkview Regional Medical Center
Speaker/Presenter: Jesse Christman
Date: 10/24/2013
Number of CE hours: 0.5
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Danielle Ruddick
CE title: HBO for Treatment of Soft Tissue Radiation Injuries
Location: IU Health Ball Memorial Hospital
Speaker/Presenter: Dr. John Eliades
Date: 10/30/2013
Number of CE hours: 1
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Applicant name: Gregory Scott Girt
CE title: Distolic Heart Failure
Location: Main Pharmacy, Parkview Regional Medical Center
Speaker/Presenter: Gregory Girt
Date: 10/22/13
Number of CE hours: 0.5
Committee recommendation to full Board: Approve
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Controlled Substance Registration Applications

Entity name: Ultimate Canine, LLC
Applicant: Julie Case
Notes: Pending an inspection
Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Entity name: Dow AgroSciences

Applicant: Frank J. Wessels

Notes: Pending an inspection

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Entity name: Purdue University

Applicant: Richard Van Rijn

Notes: Pending an inspection

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Entity name: Indiana University School of Medicine-Muncie

Applicant: Stuart McCaughey

Notes: Pending an inspection

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Anderson and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

B. Compliance Committee (Quigley Conference Room)

The Compliance Committee met at **9:30** a.m. in Conference Room 2 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

Board Members Present:

Bill Cover

Del Fanning

Winnie Landis

Staff Officials Present:

Deborah Frye

Tim Thomas

Michael Shannon

Zaneta Nunnally

Amy Phillips

Lorena Sipe

Facility Appearances

Entity Name: Lee Pharmacy and Healthcare

Representative: Jim Arnett, Qualifying Pharmacist

Reason for Appearing: INSPECT Non-compliance

Notes: Change of PIC resulted in a lapse of reporting

Committee recommendation to full Board: Approval pending development of policy/procedures to address non-compliance

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Fanning to Approve, the motion carried 6-0-0.

Entity Name: Vibra Hospital of Northwest Indiana – Technician Training Program

Representative: Kenneth R. Stancik

Reason for Appearing: Technician Training Program Review

Notes: Material did not include training/education modules for review

Committee recommendation to full Board: Approval pending review of electronically submitted training modules

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Fanning to Approve, the motion carried 6-0-0.

Individual Appearances

No Individual Appearances.

COMPLIANCE REPORTS

Compliance Director Report

Compliance Director Frye's delivered the compliance report orally to the Full Board.

Compliance Officer Reports

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas's monthly report was delivered orally to the board.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally's monthly report was delivered orally to the board.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips's monthly report was delivered orally to the board.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe's monthly report was delivered orally to the board.

Probation Appearances Review

Probationary appearances were conducted by the Compliance Officers in Room W064 of the Indiana Government Center South starting at 7:30 a.m.

- Compliance Officer Phillips conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Mark Fritz
Ryan Hendrickson
Nicholas Meyers
Jason Miller

Motion Carried 6-0-0.

- Compliance Officer Nunnally conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following appearances:

Barney Dotson
Edward Fritz

Motion Carried 6-0-0.

- Compliance Officer Thomas conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Julie Coble
Chanda Dodge
Thomas Godge

Motion Carried 6-0-0.

- Compliance Officer Sipe conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Shannon Adams
Alexander Anderson
Susan Northrup
Dennis Flanagan

Motion Carried 6-0-0.

- Compliance Director Frye conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Jared Baker
Daniel Rushton
Jessica Soyster
Keith Junker

- The following individuals did not appear for their probationary appearances:

William Ringle
Penny Huizenga

VI. STANDING COMMITTEE DEBRIEFING/VOTE 11:00 a.m. (or following Standing Committee Meetings) (Room W064)

VII. MISCELLANEOUS

- A. Board Director Report
- B. INSPECT Report

VIII. Old/New Business

- A. Ameridose Voluntary Surrender
A motion was made by Member Wall and seconded by Member Cover to accept the voluntary surrender. The motion carried 6-0-0.
- B. Electronic Participation Policy
A motion was made by Member Cover and seconded by Member Fanning to approve the electronic participation policy. The motion carried 6-0-0.

IX. ADMINISTRATIVE HEARINGS

A. In the Matter of the Indiana Pharmacy Technician Certification of: Kennisha Brandon, C.Ph.T	
License No.	27006926A
Administrative Cause No.	2012 IBP 0047
Regarding	Petition to Withdraw Probation
Parties Present	Respondent did not appear
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board	Sara St. Angelo, PharmD., R.Ph., President

Members	Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	
Witnesses for the State	None
Case Summary	Respondent e-mailed PLA to request a continuance of this matter.
Board Action	A motion was made by Member Wall and seconded by Member Cover to table. Hearing will be rescheduled.
Vote	Motion Carried <u>6-0-0</u>

B. In the Matter of the Indiana Pharmacist Intern Registration of Rubiya Multani, R.Ph.I

License No.	45017824A
Administrative Cause No.	2013 IBP 0058
Regarding	Petition to Withdraw Probation
Parties Present	Rubiya Multani
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	License put on probation on June of 2013 as a result of DUI. Criminal probation was discharged in October 2013. No other arrests, no discipline from either of her employers. Believes that she is safe to practice on an unrestricted license.
Board Action	A motion was made by Member Landis and seconded by Member Wall to withdraw the probation from her license.
Vote	Motion Carried <u>6-0-0</u>

C. In the Matter of the Indiana Non-Resident Pharmacy Permit of Park and King Pharmacy, Inc.

Certification No.	64000990A
Administrative Cause No.	2013 IBP 0083
Regarding	Appeal of Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order filed 9/13/13
Parties Present	Did not appear
Counsel Present	Randy Fearnow, Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board	Sara St. Angelo, PharmD., R.Ph., President

Members	Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Pharmacy moved its headquarters, and failed to notify the board that it had done so. Pharmacy failed to respond to the request for information regarding its compounding practices, failed to appear for the hearing, and the license was subsequently disciplined.
Board Action	A motion was made by Member Cover and seconded by Member Anderson to uphold the final order filed 09/13/2013.
Vote	Motion Carried <u>6-0-0</u>

D. In the Matter of the Indiana Pharmacy Technician Certification of Evan Michael Wagner, C.Ph.T.

License No.	67021929A
Administrative Cause No.	2013 IBP 0078
Regarding	Final Disciplinary Hearing
Parties Present	Respondent did not appear.
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	
Witnesses for the State	None
Case Summary	State request notice of proposed default and extension of Summary suspension for failure to appear.
Board Action	A motion was made by Member Fanning and seconded by Member Anderson to approve NPD and ES extension
Vote	Motion Carried <u>6-0-0</u>

E. In the Matter of the Indiana Pharmacist License of: Jason Bagley, R.Ph.

Permit No.	26018380A
Administrative Cause No.	2013 IBP 0097
Regarding	Final Hearing
Parties Present	Respondent did not appear
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board	Sara St. Angelo, PharmD., R.Ph., President

Members	Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	State requests Continuance
Board Action	A motion was made by Member Wall and seconded by Member Anderson to approve State's request.
Vote	Motion Carried <u>6-0-0</u>

F. In the Matter of the Non-Resident Pharmacy Permit of: Excelle Rx PA D/B/A Hospice Pharmacia	
Permit No.	64000693A
Administrative Cause No.	2013 IBP 0067
Regarding	Final Hearing
Parties Present	
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	
Witnesses for the State	
Case Summary	Settlement and amended complaint.
Board Action	A motion was made by Member Anderson and seconded by Member Fanning to reject the proposed settlement agreement.
Vote	Motion failed 2-2-2.

G. In the Matter of the Indiana Pharmacy Permit of: United Rx, LLC	
License No.	60006309A
Administrative Cause No.	2013 IBP 0072
Regarding	Final Hearing
Parties Present	
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General

Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	
Witnesses for the State	None
Case Summary	Decision on settlement agreement was tabled at a prior meeting.
Board Action	A motion was made by Member Wall and seconded by Member Landis to accept the previously tabled settlement
Vote	Motion Carried <u>6-0-0</u>

H. In the Matter of the Indiana Pharmacist License of: Matthew Sweeting, R.Ph.

Certification No.	26018682A
Administrative Cause No.	2013 IBP 0066
Regarding	Final Hearing
Parties Present	Respondent Matthew Sweeting
Counsel Present	No Counsel for Respondent Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Respondent	None
Witnesses for the State	Ponda Sullivan, HR Coordinator, Regency Hospital Scott Kincaid, Senior Director of Pharmacy, Select Corporation Kathy Franko, Diversion Investigator, Indiana State Police
Case Summary	Was terminated from Regency Hospital due to medication errors, and from IU Health due to suspected diversion. Terminations took place within a year and a half of each other.
Board Action	A motion was made by Member Anderson and seconded by Member Landis to suspend respondent's license indefinitely. Respondent may petition for reinstatement once he comes back with an addictionologist report and a report from PRN.
Vote	Motion Carried <u>4-0-2</u>

I. In the Matter of the Unlicensed Practice of: Gulf Coast Pharmaceuticals Plus, LLC

License No.	Does not hold a permit in Indiana
Administrative Cause No.	2013 IBP 0068
Regarding	Cease and Desist (Proposed Order Filed)

Parties Present	
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	
Witnesses for the State	None
Case Summary	Proposed settlement
Board Action	A motion was made by Member Anderson and seconded by Member Cover to approve
Vote	Motion Carried 6-0-0

J. In the Matter of the Pharmacy Technician Certification of: Kathryn Wroblewski, C.Ph.T

Certification No.	67003506A
Administrative Cause No.	2004 IBP 0033
Regarding	Notice of Proposed Dismissal (Response Received)
Parties Present	Respondent did not appear
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board Members	Sara St. Angelo, PharmD., R.Ph., President Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	none
Witnesses for the State	none
Case Summary	Notice of Proposed Dismissal
Board Action	After considering Respondent's response to Notice of Proposed dismissal, a motion was made by Member Wall and seconded by Member Cover to dismiss petition. Respondent must reapply for reinstatement of her license.
Vote	Motion Carried 6-0-0

K. In the Matter of the Physician License of: Kathleen Anne Whaley, M.D.

License No.	01040411A
Administrative Cause No.	2013 IBP 0099
Regarding	MLB Order Review
Parties Present	None
Counsel Present	Darren R. Covington, Deputy Attorney General - Office of the Attorney General
Participating Board	Sara St. Angelo, PharmD., R.Ph., President

Members	Steven Anderson, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member William J. Cover, R.Ph., Member Del T. Fanning, R.Ph., Member
Witnesses for the Petitioner	None
Witnesses for the State	None
Case Summary	Recommendations made by the Indiana Medical Board to reinstate respondent's CSR.
Board Action	A motion was made by Member Fanning and seconded by Member Cover to accept the findings of the Indiana Medical Board.
Vote	Motion Carried <u>6-0-0</u>

VII. FINAL NOTES PRIOR TO ADJOURNMENT

VII. ADJOURNMENT

President St. Angelo adjourned the meeting at approximately 4:15 p.m.

Sara St. Angelo, PharmD., R.Ph., President
Indiana Board of Pharmacy

Date

Next Scheduled Meeting:

Regularly scheduled meeting: December 9, 2013, Room W064
Indiana Government Center South